



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of.:

Hadi ASLAN et al

Serial No.: 10/520,271

Filed: January 14, 2005

For: METHODS OF IMPLANTING  
MESENCHYMAL STEM CELLS  
FOR TISSUE REPAIR AND  
FORMATION

Group Art Unit: 1633

Attorney Docket: 28921

Examiner: Anne Marie Sabrina Wehbe

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION**

Sir:

This is in response to the United States Patent and Trademark Restriction Office Action mailed April 5, 2007, which response is being made on or before August 6, 2007, (August 5, 2007 being a Sunday), and for which 3 months extension of time fees are due.

Applicants hereby elect **Group I, namely Claims 1-11**, drawn to methods of obtaining an isolated non-culture expanded mesenchymal stem cell.

With respect to the species requirements, Applicants select:

- a) **An unmodified mesenchymal stem cell; and**
- a) **Antibody interacting with human CD105**

**Claims 1 – 6 and 8 are readable on the selected species.**

Applicants reserve the right to file, at a later date, additional divisional applications claiming priority from the present application which are directed to the non-elected Groups.

Respectfully submitted,

*Martin D. Moynihan*  
Martin D. Moynihan  
Registration No. 40,338

Date: August 6, 2007.